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November 2, 1992

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LAW DEPT.-PATENT SECTION

NOV 10 1992

PM-1336

NOTED: CH/F

Dear Jim:

Enclosed is a copy of an Office Action we recently received in the above identified case. The period for response is set to expire on January 18, 1993. The Examiner has not made this action final.

The Examiner now relies on British Patent No. 1 573 454 to reject claim 1 and claims 3-6 and 23-32 as depending from claim 1 under 35 U.S.C. §103. Claims 33-41 continue to stand rejected under 35 U.S.C. §112, and under 35 U.S.C. §102(b) as being anticipated by Stelling et al. U.S. Patent No. 2,780,537. Claim 2 and all claims depending from claim 2 remain allowable.

The Office Action seems to indicate that claims 10-22, as depending from claim 1, may contain allowable subject matter. We therefore believe claim 1 can be further amended to overcome the cited reference. With respect to claims 33-41, it appears that further amendments which more particularly define the structure of the composition will be necessary. We also suggest adding a new claim directed to a smoking article that incorporates a heat source as presently defined in claim 33.

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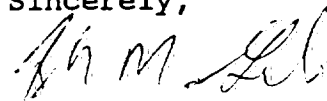
FISH & NEAVE

TO James E. Schardt, Esq.

2
FOUR _____

We plan to prepare a response for your review
within the next few weeks.

Sincerely,



Marta E. Gross
Joseph M. Guiliano
Patent Agent Trainee

MEG/JMG:mr
Enclosure

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